



Journal of the House

State of Indiana

115th General Assembly

First Regular Session

Ninth Meeting Day

Thursday Afternoon

January 25, 2007

The House convened at 1:00 p.m. with Speaker B. Patrick Bauer in the Chair.

The Speaker stated, "Having conferred with the Attorney General and no objection raised, the temporary House policy while the prayer lawsuit is pending in the courts will be a scripted prayer."

The Speaker read a prayer for wisdom and service (printed January 9, 2007).

The Pledge of Allegiance to the Flag was led by Representative Robert W. Cherry.

The Speaker ordered the roll of the House to be called:

Austin	Gutwein
Avery	E. Harris
Bardon	T. Harris
Battles	Herrell
Behning	Hinkle
Bell	Hoy ☐
Bischoff	Kersey
Borders	Klinker
Borror	Knollman
Bosma	Koch
C. Brown	Kuzman
T. Brown	L. Lawson
Buck	Lehe
Buell	Leonard
Burton	Lutz
Candelaria Reardon	Mays
Cheatham	McClain
Cheney	Micon
Cherry	Moses
Cochran	Murphy
Crawford	Neese
Crooks	Niezgodski
Crouch	Noe
Davis	Orentlicher
Day	Oxley
Dembowski	Pelath
Denbo	Pflum
Dermody	Pierce
Dickinson	Pond
Dobis	Porter
Dodge	Reske
Duncan	Richardson
Dvorak	Ripley
Eberhart	Robertson
Elrod	Ruppel
Espich	Saunders
Foley ☐	M. Smith
Friend	V. Smith
Frizzell	Soliday
Fry	Stemler
GiaQuinta	Stevenson
Goodin	Stilwell
Grubb	Stutzman

Summers
Thomas
Thompson
Tincher
Torr
Turner
Tyler

Ulmer
VanHaaften
Walorski
Welch
Whetstone
Wolkins
Mr. Speaker

Roll Call 12: 98 present; 2 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Friday, January 26, 2007, at 9:00 a.m.

E. HARRIS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Rule 117.2 be suspended for the tenth meeting day, January 26, 2007, and that amendments to be offered on bills on the calendar for that day be reduced to writing, saved in a computer format specified by the Speaker, filed with the Clerk and time-stamped at least one (1) hour prior to the convening of the session on January 26, 2007.

PELATH

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred House Bill 1073, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 8, nays 0.

BARDON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1237, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 9, nays 1.

AUSTIN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred House Bill 1243, has had the same under consideration and begs leave to report the same back to the House with the

recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

VAN HAAFTEN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1364, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 5, line 10, delete "submit" and insert **"submit:**

(1) an interim report of the results of its study to the legislative council before November 1, 2008; and (2)".

Page 5, line 11, delete "2008. The" and insert **"2010.**

The interim and final reports".

Page 5, line 12, delete "report".

Page 5, line 27, delete "2008" and insert **"2010".**

(Reference is to HB 1364 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

L. LAWSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1366, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 12, nays 0.

L. LAWSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1381, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 18, after "the" insert **"unlawful".**

(Reference is to HB 1381 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

L. LAWSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1383, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Replace the effective dates in SECTIONS 1 through 9 with "[EFFECTIVE UPON PASSAGE]".

Page 9, after line 24, begin a new paragraph and insert:

"SECTION 10. An emergency is declared for this act."

(Reference is to HB 1383 as introduced.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

L. LAWSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred House Bill 1427, has had the same under consideration and begs leave to report the same back to the House with the

recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

VAN HAAFTEN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred House Bill 1546, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

VAN HAAFTEN, Chair

Report adopted.

HOUSE BILLS ON SECOND READING

House Bill 1092

Representative Avery called down House Bill 1092 for second reading. The bill was read a second time by title.

HOUSE MOTION

(Amendment 1092-3)

Mr. Speaker: I move that House Bill 1092 be amended to read as follows:

Page 4, between lines 3 and 4, begin a new paragraph and insert:

"SECTION 2. IC 22-9-9 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

Chapter 9. Access to Public Accommodations by Active Duty Military Personnel

Sec. 1. As used in this chapter, "active duty" means full-time service in the:

(1) armed forces of the United States; or

(2) National Guard.

Sec. 2. As used in this chapter, "armed forces of the United States" means the active or reserve components of the:

(1) Army;

(2) Navy;

(3) Air Force;

(4) Coast Guard;

(5) Marine Corps; or

(6) Merchant Marine.

Sec. 3. As used in this chapter, "National Guard" means the:

(1) Indiana Army National Guard or the Army National Guard of another state; or

(2) Indiana Air National Guard or the Air National Guard of another state.

Sec. 4. A person who provides lodging for compensation at a motel, a hotel, or another place of public accommodation may not refuse to rent or lease a room to an individual solely because the individual is less than twenty-one (21) years of age if the individual is on active duty.

Sec. 5. A person who violates this chapter commits a Class C infraction."

Renumber all SECTIONS consecutively.

(Reference is to HB 1092 as printed January 19, 2007.)

C. BROWN

Motion prevailed.

HOUSE MOTION

(Amendment 1092-2)

Mr. Speaker: I move that House Bill 1092 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 10-16-16-1 IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. ~~An officer and enlisted person of the Indiana national guard is exempt from:~~

- ~~(1) service on any jury in any court of Indiana; and~~
- ~~(2) service in any posse comitatus.~~

An individual who serves on active duty in the armed forces of the United States or the Indiana National Guard is exempt from service on any jury in any court of Indiana."

Renumber all SECTIONS consecutively.

(Reference is to HB 1092 as printed January 19, 2007.)

KOCH

Motion prevailed.

HOUSE MOTION (Amendment 1092-1)

Mr. Speaker: I move that House Bill 1092 be amended to read as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning military service.

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 6-8.1-9-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. (a) Every individual (other than a nonresident) who files an individual income tax return and who is entitled to a refund from the ~~Indiana~~ department of state revenue because of the overpayment of income tax for a taxable year may designate on ~~his the individual's~~ annual state income tax return that either a specific amount or all of the refund to which ~~he the individual~~ is entitled shall be paid over to **one (1) or more of the nongame fund**. ~~In the event that the individual designates that a certain amount shall be paid over to the nongame fund and funds described in subsection (d). If the refund to which he the individual is entitled is less than the total amount designated such designation shall mean that to be paid over to one (1) or more of the funds described in subsection (d), all of the refund to which he the individual is entitled shall be paid over to the nongame fund; designated funds, but in an amount or amounts reduced proportionately for each designated fund. If an individual designates all of the refund to which the individual is entitled to be paid over to one (1) or more of the funds described in subsection (d) without designating specific amounts, the refund to which the individual is entitled shall be paid over to each fund described in subsection (d) in an amount equal to the refund divided by the number of funds described in subsection (d), rounded to the lowest cent, with any part of the refund remaining due to the effects of rounding to be deposited in the nongame fund.~~

(b) Every husband and wife (other than nonresidents) who file a joint income tax return and who are entitled to a refund from the ~~Indiana~~ department of state revenue because of the overpayment of income tax for a taxable year may designate on their annual state income tax return that either a specific amount or all of the refund to which they are entitled shall be paid over to **one (1) or more of the nongame fund**. ~~In the event that the husband and wife designate that a certain amount shall be paid over to the nongame fund and funds described in subsection (d). If the refund to which they a husband and wife are entitled is less than the total amount designated such designation shall mean that to be paid over to one (1) or more of the funds described in subsection (d), all of the refund to which they the husband and wife are entitled shall be paid over to the nongame fund; designated funds, but in an amount or amounts reduced proportionately for each designated fund. If a husband and wife designate all of the refund to which the husband and wife are entitled to be paid over to one (1) or more of the funds described in subsection (d) without designating specific amounts, the refund to which the husband and wife are entitled shall be paid over to each fund described in~~

subsection (d) in an amount equal to the refund divided by the number of funds described in subsection (d), rounded to the lowest cent, with any part of the refund remaining due to the effects of rounding to be deposited in the nongame fund.

(c) In addition to a designation under subsection (a) or (b), a taxpayer who:

(1) is a resident of Indiana; and

(2) files an individual or joint income tax return;

may designate on the taxpayer's annual state income tax return that the taxpayer desires to contribute to one (1) or more of the funds described in subsection (d) by stating the amount of the contribution, but the amount may not be less than one dollar (\$1).

(d) Designations under subsection (a), (b), or (c) may be directed only to the following funds:

(1) The nongame fund.

(2) The military family relief fund.

~~(c)~~ (e) The instructions for the preparation of individual income tax returns shall contain a description of the purposes of the following:

(1) The nongame and endangered species program. ~~which is The description of this program shall be written in cooperation with the department of natural resources.~~

(2) Grants for the relief of military families disbursed from the military family relief fund. The description of the purposes of these grants shall be written in cooperation with the Indiana department of veterans' affairs.

(f) Individual income tax returns must include a statement that:

(1) a contribution under subsection (c) does not reduce the taxpayer's tax;

(2) a contribution under subsection (c) will:

(A) decrease or eliminate the refund owed to the taxpayer, if any;

(B) increase the amount that must accompany the return; or

(C) result in both of the consequences described in clauses (A) and (B); and

(3) the failure to include with the taxpayer's tax return all or part of the increased amount referred to under subdivision (2)(B) will reduce the designated contribution to the extent that the increased amount is not included with the return.

(g) The department shall interpret a designation on a return under subsection (a), (b), or (c) that is illegible or otherwise not reasonably discernible to the department as if the designation had not been made.

SECTION 2. IC 10-17-12-1, AS ADDED BY P.L.58-2006, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. As used in this chapter, "active duty" means full-time service in:

(1) the armed forces;

~~(1)~~ (2) a reserve component of the armed forces; or

~~(2)~~ (3) the national guard;

for a period that exceeds thirty (30) consecutive days in a calendar year.

SECTION 3. IC 10-17-12-8, AS ADDED BY P.L.58-2006, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 8. (a) The military family relief fund is established beginning January 1, 2007, to provide assistance with food, housing, utilities, medical services, basic transportation, **child care**, and other essential family support expenses that have become difficult to afford for families of Indiana residents who are:

(1) members of:

(A) the armed forces;

~~(A)~~ (B) a reserve component of the armed forces; or

~~(B)~~ (C) the national guard; and

(2) called to active duty after September 11, 2001.

(b) The department shall expend the money in the fund exclusively to provide grants for assistance as described in subsection (a).

(c) The director shall administer the fund."

Page 4, between lines 3 and 4, begin a new paragraph and insert:

"SECTION 5. [EFFECTIVE JANUARY 1, 2008] **IC 6-8.1-9-4, as amended by this act, applies only to returns for taxable years beginning after December 31, 2007.**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1092 as printed January 19, 2007.)

STUTZMAN

Motion prevailed. The bill was ordered engrossed.

House Bill 1145

Representative Kersey called down House Bill 1145 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1145-1)

Mr. Speaker: I move that House Bill 1145 be amended to read as follows:

Page 1, delete lines 1 through 17.

Delete pages 2 through 4.

Renumber all SECTIONS consecutively.

(Reference is to HB 1145 as printed January 19, 2007.)

KERSEY

Motion prevailed. The bill was ordered engrossed.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1058

Representative Bischoff called down Engrossed House Bill 1058 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 13: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Steele and Lewis.

Engrossed House Bill 1084

Representative Kuzman called down Engrossed House Bill 1084 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning general provisions.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 14: yeas 95, nays 2. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Landske.

Engrossed House Bill 1129

Representative Stilwell called down Engrossed House Bill 1129 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 15: yeas 91, nays 6. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Gard and Lanane.

Engrossed House Bill 1335

Representative Stilwell called down Engrossed House Bill 1335 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 16: yeas 97, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Landske and R. Young.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 3:25 p.m. with the Speaker in the Chair.

The Speaker ordered the roll of the House to be called to determine the presence or absence of a quorum. Roll Call 17: 93 present.

REPORTS FROM COMMITTEES

MINORITY COMMITTEE REPORT

Mr. Speaker: A minority of your Committee on Ways and Means, which met on January 24, 2007, to consider House Bill 1027, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning economic matters.

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 6-4.1-3-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 10. (a) **With respect to a decedent whose death occurs before July 1, 2007, the first one hundred thousand dollars (\$100,000) of the decedent's property interests transferred to a Class A transferee under a taxable transfer or transfers is exempt from the inheritance tax.**

(b) **With respect to a decedent whose death occurs after June 30, 2007, but before July 1, 2008, the first two hundred thousand dollars (\$200,000) of the decedent's property interests transferred to a Class A transferee under a taxable transfer or transfers is exempt from the inheritance tax.**

(c) **With respect to a decedent whose death occurs after June 30, 2008, but before July 1, 2009, the first three hundred thousand dollars (\$300,000) of the decedent's property interests transferred to a Class A transferee under a taxable transfer or transfers is exempt from the inheritance tax.**

(d) **With respect to a decedent whose death occurs after June 30, 2009, the entire amount of the decedent's property interests transferred to a Class A transferee under a taxable transfer or transfers is exempt from the inheritance tax.**

SECTION 2. IC 6-4.1-3-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 11. (a) **With**

respect to a decedent whose death occurs before July 1, 2010, the first five hundred dollars (\$500) of property interests transferred to a Class B transferee under a taxable transfer or transfers is exempt from the inheritance tax.

(b) With respect to a decedent whose death occurs after June 30, 2010, the entire amount of the decedent's property interests transferred to a Class B transferee under a taxable transfer or transfers is exempt from the inheritance tax.

SECTION 3. IC 6-4.1-3-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 12. **(a) With respect to a decedent whose death occurs before July 1, 2011, the first one hundred dollars (\$100) of property interests transferred to a Class C transferee under a taxable transfer or transfers is exempt from the inheritance tax.**

(b) With respect to a decedent whose death occurs after June 30, 2011, the entire amount of the decedent's property interests transferred to a Class C transferee under a taxable transfer or transfers is exempt from the inheritance tax.

SECTION 4. IC 6-4.1-5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. (a) For purposes of this section, the net taxable value of property interests transferred by a decedent to a particular transferee equals the remainder of:

- (1) the total fair market value of the property interests transferred by the decedent to the transferee under a taxable transfer or transfers; minus
- (2) the total amount of exemptions and deductions provided under ~~sections 9-1 through 15 of IC 6-4.1-3~~ **IC 6-4.1-3-10 through IC 6-4.1-3-15** with respect to the property interests so transferred.

(b) With respect to a decedent whose death occurs before July 1, 2009, the inheritance tax imposed on a the decedent's transfer of property interests to a particular Class A transferee is prescribed in the following table:

NET TAXABLE VALUE OF PROPERTY INTERESTS TRANSFERRED		INHERITANCE TAX	
\$25,000 or less		1% of net taxable value	
over \$25,000 but not over \$50,000		\$250, plus 2% of net taxable value over \$25,000	
over \$50,000 but not over \$200,000		\$750, plus 3% of net taxable value over \$50,000	
over \$200,000 but not over \$300,000		\$5,250, plus 4% of net taxable value over \$200,000	
over \$300,000 but not over \$500,000		\$9,250, plus 5% of net taxable value over \$300,000	
over \$500,000 but not over \$700,000		\$19,250, plus 6% of net taxable value over \$500,000	
over \$700,000 but not over \$1,000,000		\$31,250, plus 7% of net taxable value over \$700,000	
over \$1,000,000 but not over \$1,500,000		\$52,250, plus 8% of net taxable value over \$1,000,000	
over \$1,500,000		\$92,250, plus 10% of net taxable value over \$1,500,000	

(c) With respect to a decedent whose death occurs after June 30, 2009, no inheritance tax is imposed on the decedent's transfer of property interests to a particular Class A transferee.

(d) With respect to a decedent whose death occurs before July 1, 2010, the inheritance tax imposed on a the decedent's transfer of property interests to a particular Class B transferee is prescribed in the following table:

NET TAXABLE VALUE OF PROPERTY INTERESTS TRANSFERRED		INHERITANCE TAX	
\$100,000 or less		7% of net taxable value	
over \$100,000 but not over \$500,000		\$7,000, plus 10% of net taxable value over \$100,000	
over \$500,000 but not over \$1,000,000		\$47,000, plus 12% of net taxable value over \$500,000	
over \$1,000,000		\$107,000, plus 15% of net taxable value over \$1,000,000	

(e) With respect to a decedent whose death occurs after June 30, 2010, no inheritance tax is imposed on the decedent's transfer of property interests to a particular Class B transferee.

(f) With respect to a decedent whose death occurs before July 1, 2011, the inheritance tax imposed on a decedent's transfer of property interests to a particular Class C transferee is prescribed in the following table:

NET TAXABLE VALUE OF PROPERTY INTERESTS TRANSFERRED		INHERITANCE TAX	
\$100,000 or less		10% of net taxable value	
over \$100,000 but not over \$1,000,000		\$10,000, plus 15% of net taxable value over \$100,000	
over \$1,000,000		\$145,000, plus 20% of net taxable value over	

(g) With respect to a decedent whose death occurs after June 30, 2011, no inheritance tax is imposed on the decedent's transfer of property interests to a particular Class C transferee.

SECTION 5. IC 6-4.1-13 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

Chapter 13. Expiration

Sec. 1. This article expires July 1, 2011."

Page 4, line 42, delete "(h), (i), and (j)." and insert "**and (h).**".

Page 5, line 30, strike "and".

Page 5, line 30, delete "(l)," and insert "**(j), and (h),**".

Page 5, line 34, delete "and before September 1, 2007,".

Page 5, delete lines 36 through 42, begin a new paragraph and insert:

"(h) Except as provided in subsections (c) and (l), every employer employing at least two (2) employees during a work week shall, in any work week in which the employer is subject to this chapter, pay each of the employees in any work week beginning on or after July 1, 2007, wages equal to the lesser of:

(1) the wage provided in subsection (g); or

(2) the minimum wage provisions of the federal Fair Labor Standards Act of 1938, as amended (29 U.S.C. 201-209)."

Page 6, delete lines 1 through 11.

Page 6, line 12, delete "(k)" and insert "**(i)**".

Page 6, line 18, delete "(l)" and insert "**(j)**".

Page 6, line 20, delete "(h), (i), and (j)," and insert "**and (h),**".

Page 6, line 23, delete ":",

Page 6, line 24, delete "(1)".

Page 6, line 25, delete ";" and insert ".".

Page 6, run in lines 23 through 25.

Page 6, delete lines 26 through 31.

Page 6, line 36, delete "(m)" and insert "**(k)**".

Page 6, line 42, delete "(n)" and insert "**(l)**".

Page 7, line 2, delete "(m)" and insert "**(k)**".

Page 8, line 8, delete "(m)" and insert "**(k)**".

Page 8, line 24, delete "(m))" and insert "**(k))**".

Page 8, line 28, delete "(o)" and insert "(m)".
 Page 8, line 29, delete "(m)" and insert "(k)".
 Page 8, line 30, delete "(m)" and insert "(k)".
 Page 9, line 14, delete "(p)" and insert "(n)".
 Page 9, line 15, delete "(m)" and insert "(k)".
 Page 9, line 17, delete "(m)" and insert "(k)".
 Page 9, line 23, reset in roman "(g)".
 Page 9, line 23, delete "(j)".
 Page 9, line 24, delete "(l)" and insert "(j)".
 Page 9, line 29, delete "(q)" and insert "(o)".
 Page 9, line 30, delete "(m)" and insert "(k)".
 Page 10, line 16, delete "(r)" and insert "(p)".
 Page 10, line 19, delete "(s)" and insert "(q)".
 Page 10, line 20, delete "(m)" and insert "(k)".
 Page 10, line 34, delete "(t)" and insert "(r)".
 Page 10, line 37, delete "(m)" and insert "(k)".
 Page 11, line 5, delete "(u)" and insert "(s)".
 Page 11, line 8, delete "(m)" and insert "(k)".
 Page 11, line 9, delete "(v)" and insert "(t)".
 Page 11, line 14, delete "(m)" and insert "(k)".
 Page 11, line 22, delete "(w)" and insert "(u)".
 Page 11, line 25, delete "(m)" and insert "(k)".
 Page 11, line 26, delete "(m)" and insert "(k)".
 Page 11, line 33, delete "(x)" and insert "(v)".
 Page 11, line 33, delete "(m)" and insert "(k)".
 Page 11, line 35, delete "(y)" and insert "(w)".
 Page 11, line 35, delete "(m)" and insert "(k)".
 Page 12, between lines 12 and 13, begin a new paragraph and insert:

"SECTION 6. [EFFECTIVE JULY 1, 2007] **Notwithstanding IC 6-4.1-13-1, with respect to a decedent whose death occurs before July 1, 2011, the decedent's inheritance tax, estate tax, and generation skipping transfer tax shall be computed and administered as set forth in IC 6-4.1, as effective before its expiration.**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1027 as printed January 24, 2007.)
 and when so amended that said bill do pass.

ESPICH

The question was, Shall the minority report be substituted for the majority report? Upon request of Representatives Espich and Friend, the Speaker ordered the roll of the House to be called. Roll Call 18: yeas 48, nays 51. The minority report was not substituted for the majority report.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1027, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning economic matters.

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 6-4.1-3-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 10. The first ~~one~~ **two** hundred thousand dollars (~~\$100,000~~) (**\$200,000**) of property interests transferred to a Class A transferee under a taxable transfer or transfers is exempt from the inheritance tax."

Page 12, between lines 12 and 13, begin a new paragraph and insert:

"SECTION 5. [EFFECTIVE JULY 1, 2007] **IC 6-4.1-3-10, as amended by this act, applies to a property interest transferred by an individual whose death occurs after June 30, 2007.**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1027 as printed January 24, 2007.)
 and when so amended that said bill do pass.

Committee Vote: yeas 14, nays 10.

CRAWFORD, Chair

Report adopted.

RESOLUTIONS ON FIRST READING

House Resolution 4

Representative Klinker introduced House Resolution 4:

A HOUSE RESOLUTION honoring the Kiwanis Club of Lafayette.

Whereas, The Kiwanis Club of Lafayette has served the people of greater Lafayette honorably and tirelessly for numerous years;

Whereas, The Kiwanis Club of Lafayette is a valuable part of the local community, as well as highly regarded at the district, state, national, and international levels;

Whereas, The Kiwanis Club of Lafayette continually reaches out to all citizens of greater Lafayette in various forms such as the Kiwanis Foundation, which provides funds utilized for benevolent and charitable purposes;

Whereas, The Kiwanis Club of Lafayette is an affirming influence upon Lafayette's youth through their terrific kids programs such as the Youth in Action, Diaper-A-Kid, and sponsor service clubs at local public schools;

Whereas, The Kiwanis Club of Lafayette is involved in building a better community for Lafayette by enthusiastically working with the Salvation Army, with projects such as ringing bells at Christmas time and the Salvation Army Auction;

Whereas, The Kiwanis Club of Lafayette in addition to serving the community, the Lafayette Kiwanis supports Purdue University and has been recognized by the University for their diligent efforts of support; and

Whereas, The Kiwanis Club of Lafayette is celebrating its ninetieth year of honorable community service to greater Lafayette Community: Therefore

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives recognizes The Lafayette Kiwanis Club for its unwavering commitment to children, community service and education on the occasion of its ninetieth anniversary and jubilee.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Kiwanis Club of Lafayette.

The resolution was read a first time and adopted by voice vote.

OTHER BUSINESS ON THE SPEAKER'S TABLE

Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that House Bills 1237 and 1366 had been referred to the Committee on Ways and Means.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bills 10, 44, and 192 and the same are herewith transmitted to the House for further action.

MARY C. MENDEL
 Principal Secretary of the Senate

PETITION TO CHANGE VOTING RECORD

Mr. Speaker: Pursuant to House Rule 75, I hereby petition to change my voting record on the third reading of Engrossed House Bill 1129, Roll Call 15, on January 25, 2007. In support of this petition, I submit the following reason:

"I was present and in my seat, but when I attempted to vote, I inadvertently pushed the nay button when I intended to vote yea."

WHETSTONE

There being a constitutional majority voting in favor of the petition, the petition was adopted. [*Journal Clerk's note: this changes the vote tally for Roll Call 15 to 91 yeas, 6 nays.*]

HOUSE MOTION

Mr. Speaker: I move that Representative Klinker be added as coauthor of House Bill 1018.

DUNCAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Koch be added as coauthor of House Bill 1036.

KERSEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Bardon and V. Smith be added as coauthors of House Bill 1075.

DAY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Goodin and Ruppel be added as coauthors of House Bill 1078.

TINCHER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Cheney be added as coauthor of House Bill 1088.

KERSEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Klinker be added as coauthor of House Bill 1107.

FRIZZELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Avery be added as coauthor of House Bill 1109.

FRIZZELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Austin be added as coauthor of House Bill 1114.

DUNCAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Kersey be added as coauthor of House Bill 1115.

DUNCAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Stilwell be removed as author of House Bill 1127, Representative Fry be substituted as author, and Representative Stilwell be added as coauthor.

STILWELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Bosma be added as coauthor of House Bill 1129.

STILWELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative T. Harris be added as coauthor of House Bill 1166.

COCHRAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Goodin be added as coauthor of House Bill 1260.

CROOKS

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 106.1 be suspended for the purpose of adding more than three coauthors and that Representatives Goodin and Klinker be added as coauthors of House Bill 1356.

MICON

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Cherry be added as coauthor of House Bill 1370.

STEVENSON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Burton be removed as author of House Bill 1418, Representative Orentlicher be substituted as author, and Representative Burton be added as coauthor.

BURTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Burton be removed as author of House Bill 1419, Representative Orentlicher be substituted as author, and Representative Burton be added as coauthor.

BURTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative GiaQuinta be added as coauthor of House Bill 1492.

LEONARD

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Summers and Day be added as coauthors of House Bill 1514.

BELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Austin and Stutzman be added as coauthors of House Bill 1516.

BELL

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Borders and Thompson be added as coauthors of House Bill 1556.

BURTON

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Dembowski be added as coauthor of House Bill 1579.

M. SMITH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Robertson be added as coauthor of House Bill 1800.

PORTER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Borders and Thompson be added as coauthors of House Joint Resolution 14.

BURTON

Motion prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Pond, the House adjourned at 4:00 p.m., this twenty-fifth day of January, 2007, until Friday, January 26, 2007, at 9:00 a.m.

B. PATRICK BAUER

Speaker of the House of Representatives

CLINTON McKAY

Principal Clerk of the House of Representatives